## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF GEORGIA MACON DIVISION

ASHAMIR JOHNSON,	)
Plaintiff,	) }
v.	) CIVIL ACTION NO. 5:10-CV-399(MTT)
Officer BRIAN ROBINSON, et al.,	) ) )
Defendants.	) ) )

## **ORDER**

This case is before the Court on the Recommendation (Doc. 4) of United States

Magistrate Judge Charles H. Weigle The Magistrate Judge, having reviewed the Plaintiff's

Complaint pursuant to the Prisoner Litigation Reform Act, 28 U.S.C. § 1915A(a) & (b),

recommends (a) dismissing Warden Gregory McLaughlin and Deputy Warden James

Hinton because the Plaintiff did not make any specific allegations against them; (b)

dismissing the Plaintiff's claims against Macon State Prison and the State of Georgia

because they are not proper defendants in a 42 U.S.C. § 1983 lawsuit; and (c) allowing the

Plaintiff's claims against Officers Brian Robinson and Gavin Rump to proceed. The Plaintiff

did not file an objection to the Recommendation. The Court has reviewed the

Recommendation, and the Court accepts and adopts the findings, conclusions and

recommendations of the Magistrate Judge. The Recommendation is adopted and made the

order of this Court. The Plaintiff's claims against Warden Gregory McLaughlin, Deputy

Warden James Hinton, Macon State Prison and the State of Georgia are dismissed. The

Plaintiff's claims against Defendants Brian Robinson and Gavin Rump may proceed.

**SO ORDERED**, this the 7<sup>th</sup> day of January, 2011.

S/ Marc T. Treadwell
MARC T. TREADWELL, JUDGE
UNITED STATES DISTRICT COURT

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